

PTO/SB/96 (08-00)
Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Eugene M. Pester, III

Application No./Patent No.: 09/478,078 Filed/Issue Date: January 5, 2000

Entitled: Expert Call Analyzer and Next Generation Telephony Network Configuration System

Canoga Perkins Corp., a corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

- the assignee of the entire right, title, and interest; or
- an assignee of less than the entire right, title and interest.
The extent (by, percentage) of its ownership interest is _____ %

in the patent application/patent identified above by virtue of either:

A. [] An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 012509 Frame 00978, or for which a copy thereof is attached.

OR

B. [x] A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: Eugene M. Pester, III To: Ellipsys Technologies, Inc.

The document was recorded in the United States Patent and Trademark Office at Reel 010497, Frame 0962, or for which a copy thereof is attached.

2. From: Ellipsys Technologies, Inc. To: Canoga Perkins Corp.

The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

3. From: _____ To: _____

The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

[] Additional documents in the chain of title are listed on a supplemental sheet.

[x] Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

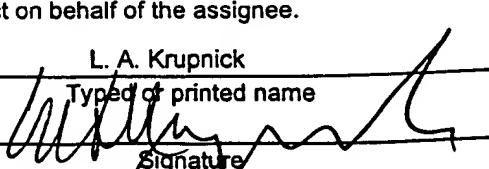
The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

October 1, 2003

Date

L. A. Krupnick

Type of printed name


Signature

CANOGA PERKINS CORP. / Corporate Secretary

Title

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

ASSIGNMENT

WHEREAS, Ellipsys Technologies, Inc., of Santa Cruz, California is the owner of the entire right, title and interest in U.S. Patent No. 5,787,164 for "Switched Network Call Progress Protocol Analyzer" granted July 28, 1998 and (hereinafter, the "Patent"); a pending patent application reference no. 023341.P002 for "Expert Call Analyzer and Next Generation Telephony Network Configuration System" assigned to Ellipsys Technologies, Inc., on December 30, 1999, by the inventor, Eugene M. Pester III (the "Patent Application"); and

WHEREAS, Canoga Perkins Corporation, a California corporation, desires to acquire the entire right, title and interest in, to and under the Patent and the Patent Application together with the good will of the business symbolized by same;

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN, be it known that for and in consideration of the sum of \$1.00 dollar to Ellipsys Technologies, Inc., in hand paid by Canoga Perkins Corporation and other good and valuable consideration receipt of which is hereby acknowledged, Ellipsys Technologies, Inc. , hereby sells, assigns, transfers and sets over unto Assignee all of its rights, title and interest in and to said Patent and Patent Application and the inventions covered thereby, any patent subject to Re-Examination proceedings, and any and all reissues of patents, including the subject matter of any and all claims which may be obtained in every such patent, the same to be held and enjoyed by the said Canoga Perkins Corporation, its successors, assigns or other legal representatives, for its own use and for the use of its successors, assigns or legal representatives, to end of the term or terms for which said Patents are or may be granted or reissued, as fully and entirely as the same would have been held and enjoyed by said Ellipsys Technologies, Inc., had this assignment and sale not have been made.

Witness:

J.J. Balk 3/31/00

Ellipsys...Technologies, Inc.

By:

J. M. Pester 03-31-a
President

Attorney's Docket

No.: 023341.P002 (For Execution Prior To Filing Patent Application)

A S S I G N M E N T

PATENT

In consideration of good and valuable consideration, the receipt of which is hereby acknowledged, I,

the undersigned, Eugene M. Pester III,

hereby sell, assign, and transfer to Ellipsys Technologies, Inc.,

a corporation of California, having a principal place of business at

320 Encinal Street, Santa Cruz, CA 95060-2101, ("Assignee"), and its successors, assigns, and legal representatives, the entire right, title, and interest for the United States and all foreign countries, in and to any and all improvements that are disclosed in the application for the United States patent that has been executed by the undersigned prior hereto or concurrently herewith on the dates indicated below and is entitled EXPERT CALL

ANALYZER AND NEXT GENERATION TELEPHONY NETWORK CONFIGURATION

SYSTEM

and in and to said application and all divisional applications, continuation applications, continued prosecution applications, continuation-in-part applications, substitute applications, renewal applications, reissue applications, reexaminations, extensions, and all other patent applications that have been or shall be filed in the United States and all foreign countries on any of said improvements; and in and to all original patents, reissued patents, reexamination certificates, and extensions, that have been or shall be issued in the United States and all foreign countries on said improvements; and in and to all rights of priority resulting from the filing of said United States application;

agree that said Assignee may apply for and receive a patent or patents for said improvements in its own name; and that, when requested, without charge to, but at the expense of, said Assignee, its successors, assigns, and legal representatives, to carry out in good faith the intent and purpose of this Assignment, the undersigned will execute all divisional applications, continuation applications, continued prosecution applications, continuation-in-part applications, substitute applications, renewal applications, reissue applications, reexaminations, extensions and all other patent applications on any and all said improvements; execute all rightful oaths, assignments, powers of attorney, and other papers; communicate to said Assignee, its successors, assigns, and representatives all facts known to the undersigned relating to said improvements and the history thereof; and generally assist said Assignee, its successors, assigns, or representatives in securing and maintaining proper patent protection for said improvements and for vesting title to said improvements, and all applications for patents and all patents on said improvements, in said Assignee, its successors, assigns, and legal representatives; and

covenant with said Assignee, its successors, assigns, and legal representatives that no assignment, grant, mortgage, license, or other agreement affecting the rights and property herein conveyed has been made to others by the undersigned, and that full right to convey the same as herein expressed is possessed by the undersigned.

Each Inventor: Please Sign and Date Below:

12/30/99, 1999

Date

Eugene M. Pester III

Name: Eugene M. Pester III

 , 19

Date

Name: _____

 , 19

Date

Name: _____

State of: _____ }
County of: _____ }

} SS.

Assignment Document Return Address:
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
12400 Wilshire Blvd., Seventh Floor
Los Angeles, CA 90025-1026
(408) 720-8598

On this _____ day of _____ 19_____, before me, _____,
the undersigned Notary Public, personally appeared _____
[] personally known to me [] proved to me on the basis of satisfactory evidence to be the
person(s) whose name(s) _____ subscribed to the within instrument, and acknowledged
that _____ executed it.
WITNESS my hand and official seal.

Notary's Signature

**Each Inventor: Please
also list the date that
you signed the
accompanying
DECLARATION AND
POWER OF
ATTORNEY:**

12/30, 1999

Date

 , 19

Date